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UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORTLAND DIVISION

OREGON FIREARMS FEDERATION,)	
INC., et al.,)	
)	
Plaintiffs,)	Case Nos.
)	2:22-cv-01815-IM
v.)	3:22-cv-01859-IM
)	3:22-cv-01862-IM
KATE BROWN, et al.,)	3:22-CV-01869-IM
)	
Defendants.)	
)	
)	
)	
(Continued))	

* VIDEOCONFERENCE *

VIDEOTAPED DEPOSITION UPON ORAL EXAMINATION
OF EXPERT
MASSAD F. AYOUB

Witness located in:
Live Oak, Florida

* All participants appeared via videoconference *

DATE TAKEN: January 16, 2023

REPORTED BY: Tia B. Reidt, Washington RPR, CCR 2798
Oregon # 22-0001

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Ex. 4 - Dodd Decl.

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(Continued)

MARK FITZ, et al.,

Plaintiffs,

v.

ELLEN F. ROSENBLUM, et al.,

Defendants.

KATERINA B. EYRE, et al.,

Plaintiffs,

v.

ELLEN F. ROSENBLUM, et al.,

Defendants.

DANIEL AZZOPARDI, et al.,

Plaintiffs,

v.

ELLEN F. ROSENBLUM, et al.,

Defendants.

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Also present:

Mr. Massad Ayooob's wife

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1 A. Involved?

2 Q. What percentage of the incidents you have
3 researched involved law enforcement rather than a
4 civilian?

5 A. I've never broken it down. Probably the
6 majority would be law enforcement. I don't see a whole
7 lot of difference in this context for the simple reason
8 that the citizen who chooses to be lawfully armed does
9 so to defend themselves and their family from the exact
10 same criminals the police are armed to defend them and
11 you and me from.

12 Q. I want to ask you a little bit more about that
13 idea, but first, can you give me a sense of how common
14 this type of situation you're describing would be
15 for -- just for a civilian person, not a law
16 enforcement officer on duty?

17 A. For the private -- how often does a private
18 citizen need more?

19 Q. Yes.

20 A. We don't have real stats on that because there
21 is no empirical database that is following all armed
22 citizen shootings and collecting and analyzing them.

23 For that matter, we really don't have a true
24 empirical database on all of the police shootings.
25 Some departments like the New York City Police

1 Department keep very careful records of how many
2 incidents in a year, how many shots were fired by each
3 officer and that sort of thing.

4 But some departments don't even report them to
5 the FBI for statistics gathering. So it would be a
6 minority, but a significant minority. And as I said in
7 the declaration, it's not about the odds so much as
8 it's about the stakes.

9 The saying in the business is, It's better to
10 have the ammunition and not need it than to need the
11 ammunition and not have it.

12 Q. Over the course of your research, do you have
13 any sense of how often a civilian fires more than 10
14 rounds?

15 A. Again, without the empirical database, I can't
16 say anything with confirmation. Yes. Do I have a
17 feeling or a sense of it? Yeah. It would be in the
18 minority. The great majority that's -- what we call
19 DGUs, defensive gun usages, no shots are fired at all.

20 The criminal realizes they bit off more than
21 they could chew. They have a victim who's not a victim
22 anymore and about to shoot back, and they surrender or
23 most often leave -- leave the scene. So the incidents
24 with armed citizens where it actually comes to shooting
25 are entirely on the fire end of the bell curve.

1 Q. How about education or training on how to
2 conduct a statistical survey?

3 A. No. Again I'm not a statistician, and I don't
4 do surveys, which is why it's so difficult for me to
5 give you answers to some of your questions.

6 Q. In the course of your years of research, have
7 you ever conducted any survey?

8 A. I did a survey of Illinois troopers in 1976 or
9 '77. I referenced their sidearms that I did for the
10 bargaining organization, the Troopers Lodge. I must,
11 at some point, have done some survey with a magazine
12 article where readers write in about this, that or the
13 other, but nothing I would consider formally statistics
14 nor would present statistics.

15 Q. Do you have any medical education?

16 A. EMT, emergency medical technician, but that
17 has long since lapsed.

18 Q. What kind of training did you receive for
19 that?

20 A. Basically resuscitation, use of
21 administating -- administering oxygen, what they call
22 today stop the bleed, putting traction on broken limbs
23 that, sort of thing.

24 We were shown how to perform a tracheostomy,
25 if we had to, but told we hadn't been trained to do it,

C E R T I F I C A T E

STATE OF WASHINGTON

COUNTY OF PIERCE

I, Tia Reidt, a Certified Court Reporter in and for the State of Washington, do hereby certify that the foregoing transcript of the deposition of MASSAD F. AYOOB, having been duly sworn, on January 16, 2023, is true and accurate to the best of my knowledge, skill and ability.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 23rd day of January, 2023.



/s/ Tia B. Reidt
Tia B. Reidt, RPR, CCR 22-0001
NOTARY PUBLIC, State of
Washington.
My commission expires
5/15/2026.